

DEPARTMENT OF STATE,
Austin, Oct. 25, 1871. }

Received of Hon. B. J. Pridgen, Chairman Senate Committee on Enrolled Bills, Senate bill No. 274, entitled "An act to provide for the relief of the heirs of Charles G. Bryant, deceased;" also, Senate bill No. 275, entitled "An act to provide for the relief of the heirs of Andrew Jackson Bryant, deceased."

JAMES P. NEWCOMB,
Secretary of State.

Per JNO. J. STEVENS.

Report read and received.

On motion of Senator Gaines, the Senate at 12:15 P. M. adjourned to 10:30 A. M. to-morrow.

THIRTY-FIFTH DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, Thursday, Oct. 26, 1871. }

Senate met pursuant to adjournment President Campbell presiding. Roll called. Quorum present.

Absent, excused—Senator Pickett.

Prayer by the Chaplain.

Journal of yesterday read and adopted.

PETITIONS AND MEMORIALS.

By Senator Bowers: a petition of N. C. Edwards, late County Attorney of Bell county, for relief. Read and referred to the Committee on Finance. Also, a petition of John T. Jackson for relief. Read and referred to the Committee on State Affairs.

REPORTS OF STANDING COMMITTEES.

Reports of Committee on Education:

COMMITTEE ROOM, }
Austin, Oct. 25, 1871. }

Hon. DON CAMPBELL,

President of the Senate :

SIR: Your Committee on Education, to whom was referred House bill No. 302, have had the same under careful consideration, and a majority thereof instruct me to report it back to the Senate with the recommendation that it do pass.

Respectfully,

E. PETTIT, Chairman.

COMMITTEE ROOM, }
Austin, Oct. 25, 1871. }

Hon. DON CAMPBELL,

President of the Senate :

SIR: Your Committee on Education, to whom was referred House bill No. 532, have had the same under careful consideration, and a majority thereof instruct me to report it back to the Senate with the recommendation that it do pass.

Respectfully,

E. PETTIT, Chairman.

Reports read and laid over under the rules.

Report of Committee on State Affairs:

COMMITTEE ROOM, }
Austin, Oct. 25, 1871. }

Hon. DON CAMPBELL,

President of the Senate :

SIR: A majority of your Committee on State Affairs, to whom was referred Senate bill No. 519, to be entitled "An act to aid the available school fund in placing on a sound and durable foundation, and maintaining a system of public free schools, and to authorize the negotiation of a loan for that purpose," have had said bill under careful consideration, and I am instructed to report it back to the Senate and recommend its passage.

Respectfully,

S. W. FORD, Chairman.

Report read and laid over under the rules.

Senator Douglas gave notice that he would submit a minority report.

Report of Committee on Private Land Claims:

COMMITTEE ROOM, }
Austin, Oct. 26, 1871. }

Hon. DON CAMPBELL,

President of the Senate :

SIR: Your Committee on Private Land Claims, to whom was

referred Senate bill No. 520, "An act for the relief of the heirs of Joseph Kerr and Nathaniel M. Kerr," have had the same under consideration, and find satisfactory proof that Joseph Kerr and Nathaniel M. Kerr were volunteers from the State of Louisiana in the Texan army, with Travis at the Alamo, where they lost their lives; the one about the middle of February and the other about the fifth of March, 1836, at the massacre of Travis and his men. That there was due the heirs of each of them, under the laws granting bounty donation and headright lands to men of this class, nineteen hundred and twenty acres bounty, six hundred and forty acres donation, and one-third of a league headright, of which these claimants have received, as shown by satisfactory proof before the committee, nine hundred and sixty acres and no more, leaving due the heirs of each of these men, Joseph Kerr and Nathaniel M. Kerr, nine hundred and sixty acres bounty, six hundred and forty acres donation, and one-third of a league headright for the services rendered and the sacrifice of their lives in the cause of Texan independence. Your committee have therefore instructed me to report the bill back and recommend that it do pass.

Respectfully,

G. T. RUBY, Chairman.

Report read and laid over under the rules.

Report of Committee on Engrossed Bills:

COMMITTEE ROOM, /
Austin, Oct. 26, 1871. }

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on Engrossed Bills have examined and find correctly engrossed Senate bills as follows: Senate bill No. 508, "An act amendatory of and supplemental to 'an act to give effect to the several provisions of the Constitution concerning taxes; approved April 22, 1871;'" Senate bill No. 518, "An act to authorize the County Court of Marion county to issue coupon interest-bearing bonds for the building of a court house and jail, and to levy a tax to pay for the same;" Senate bill No. 525, "An act supplemental to an act entitled 'an act to amend an act entitled an act to incorporate the Bank of Cleburne,' approved September 30, 1871."

G. T. RUBY, Chairman.

Report read and received.

Under direction of the President, the Secretary carried to the House for concurrence Senate bills Nos. 508, 518 and 525.

BILLS AND RESOLUTIONS.

By Senator Ruby: a resolution as follows:

WHEREAS, The heretofore determined compensation of the clerks of Senate Committee on Engrossed Bills is in excess of services rendered; therefore,

Resolved, Said clerks shall receive hereafter the sum of six and five dollars per day, respectively, for all clerical work performed for said Committee.

Senator Gaines moved to refer the resolution to the Committee on Contingent Expenses.

Senator Baker moved to lay the resolution on the table.

Yeas and nays called for, and the motion to lay on the table carried by the following vote:

Yeas—Mr. President, Baker, Broughton, Cole, Douglas, Evans, Gaines, Hall, Latimer, Pridgen, Pyle, Rawson, Saylor, Shannon—14.

Nays—Bell, Bowers, Flanagan, Ford, Hertzberg, Hillebrand, Mills, Parsons, Pettit, Ruby, Tendick—11.

By Senator Hall: a bill (Senate bill No. 527) to be entitled "An act to repeal the third section of an act entitled 'an act to amend an act entitled an act to establish a State police, and to provide for the regulation of the same,' approved July 1, A. D. 1871." Read first time and referred to the Committee on Militia.

By Senator Pettit: a bill (Senate bill No. 528) to be entitled "An act concerning the scholastic census and defining the remuneration of the takers thereof." Read first time and referred to the Committee on State Affairs. Also, a bill (Senate bill No. 529) to be entitled "An act supplementary to and amendatory of an act entitled an act to organize and maintain a system of public free schools in the State of Texas,' approved April 24, 1871." Read first time, referred to the Committee on Education.

By Senator Douglas: a resolution, as follows:

Resolved, That the Secretary of State be requested to communicate to the Senate, without delay, the results of the late elections for Senators in the Second and Third Districts.

Senator Saylor moved to refer the resolution to the Committee on Privileges and Elections.

Yeas and nays called for and motion to refer carried by the following vote:

Yeas—Mr. President, Baker, Bell, Flanagan, Ford, Gaines, Hertzberg, Hillebrand, Mills, Parsons, Pettit, Rawson, Ruby, Saylor, Tendick—15.

Nays—Bowers, Broughton, Douglas, Evans, Latimer, Pridgen, Pyle, Shannon—8.

By Senator Hertzberg: a bill (Senate bill No. 530) to be entitled "An act to authorize the lifting or floating of valid land certificates in certain cases. Read first time and referred to the Committee on General Land Office.

By Senator Gaines: a resolution, as follows:

Resolved, That a committee of five be appointed to inquire into the number of papers uselessly laying around the Senate Chamber, and the cost of the same, and required to report to-morrow.

Senator Gaines moved the adoption of the resolution.

Yeas and nays called for and resolution lost by the following vote:

Yeas—Bowers, Cole, Douglas, Evans, Gaines, Latimer, Pettit, Pridgen, Pyle, Shannon—10.

Nays—Mr. President, Baker, Bell, Broughton, Flanagan, Ford, Hertzberg, Hillebrand, Mills, Parsons, Rawson, Ruby, Saylor, Tenedick—14.

Senator Parsons moved that the Senate, after a recess of ten minutes, go into executive session. Carried.

So the Senate at 11:25 A. M. took a recess for ten minutes.

IN SENATE.

On motion of Senator Pyle, the Secretary was instructed to inform his Excellency, the Governor, that the Senate refused to advise and consent to the confirmation of J. W. Talbot, as Inspector of the State Penitentiary.

On motion of Senator Hall, the Senate at 11:50 A. M. adjourned to 10:30 A. M. to-morrow.
